IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Crl.Misc.No.32013-M of 2006.

DATE OF DECISION: SEPTEMBER 22, 2006

Chander Kumar

...PETITIONER

VERSUS

State of Haryana and others ....RESPONDENTS

CORAM: HON'BLE MR.JUSTICE SATISH KUMAR MITTAL

Present: Mr.Vikas Sharma, Advocate,
for the petitioner.
Mr.Partap Singh, Sr.DAG, Haryana.

...

The petitioner has filed this petition under Section 482 Cr.P.C. for issuing directions to the respondents to hand over the investigation of the case FIR No.102 dated 17.7.2004 registered under Sections 306 and 511 IPC at Police Station Model Town, Rewari to some independent agency.

In the reply filed by the respondents, it has been stated that after the investigation, the allegations levelled by the petitioner were found to be false and a cancellation report was submitted to the Court on 26.2.2005 and the said matter is now pending before the Illaqa Magistrate. In this case, the petitioner consumed the poison and it was alleged that he consumed the poison on the instigation of the accused mentioned in the aforesaid FIR.

After hearing the counsel for the parties and keeping in view the fact that during the investigation, the allegations levelled by the petitioner were found to be false and a cancellation report has been submitted, I do not find any ground to issue the aforesaid direction. However, it will be open for the petitioner to contest the cancellation report before the appropriate Court.

Dismissed with the aforesaid observations.

September 22, 2006 (SATISH KUMAR MITTAL)
vkg JUDGE